

Yeas—15.

Burns.	Presler.
Colquitt.	Rogers.
Dibrell.	Tillett.
Goss.	Turney.
Gough.	Wayland.
Greer.	Woods.
Lewis.	Yantis.
Linn of Victoria.	

Nays—7.

Atlee.	Ross.
Darwin.	Terrell.
Kerr.	Yett.
Morriss.	

Absent.

Bailey.	Neal.
Beall.	Stafford.
Bowser.	Stone.
Harrison.	

Excused.

Boren.	Linn of Wharton.
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TWELFTH DAY.

Senate Chamber,
Austin, Tex., Friday, June 4.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

Atlee.	Morriss.
Bailey.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stafford.
Dibrell.	Tillett.
Goss.	Turney.
Gough.	Wayland.
Greer.	Woods.
Kerr.	Yantis.
Lewis.	Yett.
Linn of Victoria.	

Absent.

Beall.	Stone.
Harrison.	Terrell.

Excused.

Boren.	Linn of Wharton.
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Prayer by the Rev. Dr. J. A. French of Austin, as follows:

O God, our Almighty Father, maker of heaven and earth, in whom we live and move and have our being, grant Thy presence and blessing to these Thy servants in their efforts for the good of our beloved commonwealth and its people. Give to one and all approving consciences respecting those

things which they have undertaken in righteousness, and grant, when the work of the session, now rapidly approaching a close, comes to be reviewed, there may be few if any vain regrets. We pray Thy blessing on the Governor of our State, upon the president of this body, and all who have been called to assist him in the administration of its affairs. We pray likewise for the President of the United States, and all others in authority, that they may live righteously, soberly, godly, in this present evil world. And after this life, may we all have everlasting joy and felicity at Thy right hand in Heaven, through Jesus Christ our Lord. Amen.

Pending the reading of the Journal of yesterday,

On motion of Senator Kerr, the same was dispensed with.

On motion of Senator Ross,

Senator Neal was excused for non-attendance on Wednesday and Thursday of this week, on account of important business.

On motion of Senator Darwin,

Senator Bailey was excused for non-attendance on Monday, Tuesday, Wednesday and Thursday of this week, on account of important business.

COMMITTEE REPORT.

Committee Room,
Austin, Texas, June 4, 1897.

Hon. George T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 2, a bill to be entitled "An act making appropriations for the support of the State government for the years beginning March 1, 1897, and ending February 28, 1899, and for other purposes,"

And find the same correctly engrossed.

GOUGH, Chairman.

Senator Colquitt, on part of the investigating committee relating to the missing amendment to Senate bill No. 258 (text-book bill), stated that in order to do full justice to all it was necessary to have a stenographer to serve said committee.

Senator Gough moved that the committee be empowered to select and employ a competent stenographer for the purpose of doing such work as is required by said committee.

So ordered.

Call concluded.

The Chair laid before the Senate, on second reading,

Senate bill No. 1, a bill to be entitled "An act to amend article 4560g, of chapter 12b, title XCIV, of the Revised Civil Statutes of the State of Texas, on the subject of railroads, defining who are fellow-servants."

Senator Morriss moved to suspend pending business to take up, on second reading,

Senate bill No. 9, a bill to be entitled "An act to amend article 2460, Revised Civil Statutes of Texas, by adding articles 2460a, 2460b, 2460c, 2460d, relating to mileage charged by sheriffs and constables in civil cases."

Carried.

Bill read second time.

By Senator Dibrell:

Amend article 2460c, page 1, line 31, by striking out the words "may be" and substitute in lieu thereof "have been."

Adopted.

By Senator Goss:

Amend by striking out all of article 2460c after the word "place" in line 32, page 1.

Pending action,

Senator Goss withdrew the amendment.

Senator Greer then moved to reconsider the vote by which the amendment offered by Senator Dibrell was adopted.

Carried.

Senator Dibrell then withdrew his amendment, and offered the following:

Amend by striking out all of article 2460d.

Lost by the following vote:

Yeas—7.

Atlee.	Neal.
Darwin.	Presler.
Dibrell.	Turney.
Goss.	

Nays—16.

Bowser.	Rogers.
Burns.	Ross.
Colquitt.	Stafford.
Gough.	Tillett.
Greer.	Wayland.
Kerr.	Woods.
Linn, Victoria.	Yantis.
Morriss.	Yett.

Present, not voting.

Lewis.	Absent.
Bailey.	Stone.
Beall.	Terrell.
Harrison.	

Excused.

By Senator Atlee:

Add after the word "place" in line 32, page 1, the following: "And it shall be the duty of the officer receiving such notice or notices in such case to send the same to a deputy or constable at the place where the same are to be served or posted, whose duty it shall be to forthwith serve or post the same as required by law."

By Senator Greer:

Substitute the amendment as follows: Strike out article 2460c and insert in lieu thereof the following:

"Art. 2460c. No mileage shall be allowed sheriffs or constables on legal process or notices where such process or notice has been mailed for such distances as such process or notice travels by mail, but they shall charge only for miles actually traveled."

Adopted.

The amendment as substituted was then adopted.

By Senator Dibrell:

Amend article 2460d by adding thereto the following: "And such officer shall not be permitted to charge any fee for such oath."

Adopted.

Bill as amended ordered engrossed.

On motion of Senator Morriss, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—23.

Atlee.	Neal.
Bowser.	Presler.
Burns.	Rogers.
Colquitt.	Ross.
Darwin.	Stafford.
Dibrell.	Tillett.
Gough.	Turney.
Greer.	Wayland.
Kerr.	Woods.
Lewis.	Yantis.
Linn, Victoria.	Yett.
Morriss.	

Nays—none.

Absent.

Bailey.	Harrison.
Beall.	Stone.
Goss.	Terrell.

Excused.

Boren. Linn, Wharton.

Bill read third time, and passed by the following vote:

Yeas—25.

Atlee.	Burns.
Bailey.	Colquitt.

Dibrell.	Rogers.
Goss.	Ross.
Gough.	Stafford.
Greer.	Tillett.
Kerr.	Turney.
Lewis.	Wayland.
Linn, Victoria.	Woods.
Morriss.	Yantis.
Neal.	Yett.
Presler.	

Nays—none.

Absent.

Beall.	Stone.
Harrison.	Terrell.

Excused.

Boren.	Linn, Wharton.
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Senator Morriss moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Carried.

HOUSE MESSAGE.

The following House message was received:

Hall House of Representatives,
Austin, Texas, June 4, 1897.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to inform the Senate of the passage of the following bill:

Senate bill No. 5, a bill to be entitled "An act making appropriations for deficiencies in the appropriations for the years ending February 28, 1897, and for previous years, being for payment of claims registered in the Comptroller's office in accordance with law, and for outstanding claims not registered, and other deficiencies,"

With amendments.

Respectfully,

LEE J. ROUNTREE, Chief Clerk.

Senator Wayland called up Senate bill No. 5, which had passed the House with amendments (see House message above), and moved that the Senate do not concur in said amendments, and that a conference committee be appointed to consider the differences of the two houses thereon.

Senator Darwin moved as a substitute that the Senate concur in the House amendments.

The motion to concur failed by the following vote:

Yeas—8.

Bowser.	Presler.
Darwin.	Rogers.
Dibrell.	Stafford.
Kerr.	Yantis.

Nays—16.

Atlee.	Morriss.
Burns.	Neal.
Colquitt.	Ross.
Goss.	Tillett.
Gough.	Turney.
Greer.	Wayland.
Lewis.	Woods.
Linn, Victoria.	Yett.

Absent.

Bailey.	Stone.
Beall.	Terrell.
Harrison.	

Excused.

Boren.	Linn, Wharton.
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The motion to nonconcur then prevailed, and the Chair appointed the following committee on part of the Senate: Senators Wayland, Bowser, Presler, Dibrell and Woods.

The Chair then laid before the Senate, on second reading,

Senate bill No. 1, a bill to be entitled "An act to amend article 4560g, of chapter 12b, title XCIV, of the Revised Civil Statutes of the State of Texas, on the subject of railroads, defining who are fellow-servants."

Bill read second time, with adverse majority and favorable minority committee reports.

Pending action,

On motion of Senator Tillett, pending business was suspended to take up, on second reading,

Senate bill No. 11, a bill to be entitled "An act defining an additional method of issuing and serving citations in district, county and justice courts, and defining their contents, and providing an additional method of making and serving certain certified copies and notices in legal proceedings,"

Bill read second time.

By Senator Tillett:

Amend page 1, line 7, by striking out the words "and defining their contents."

Adopted.

By Senator Ross:

Amend by striking out the enacting clause.

Lost.

By Senator Tillett:

Amend the caption by adding after the word "proceedings," "and to reduce and regulate the fees therefor."

Adopted.

Bill as amended ordered engrossed. Senator Wayland moved that the Senate adjourn to Tuesday next at 10 a. m.

Senator Lewis moved to adjourn to Monday at 10 a. m.

Senator Yantis moved to adjourn to 3 p. m. to-day.

The Senate adjourned to Tuesday at 10 a. m. by the following vote:

Yeas—12.

Atlee.	Kerr.
Burns.	Presler.
Darwin.	Stafford.
Dibrell.	Tillett.
Goss.	Wayland.
Greer.	Yett.

Nays—9.

Bowser.	Rogers.
Colquitt.	Ross.
Lewis.	Woods.
Linn of Victoria.	Yantis.
Neal.	

Absent.

Bailey.	Morriss.
Beall.	Stone.
Gough.	Terrell.
Harrison.	Turney.

Excused.

Boren.	Linn of Wharton.
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THIRTEENTH DAY.

Senate Chamber,
Austin, Tex., Tuesday, June 8.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called.

No quorum, the following Senators answering to their names:

Atlee.	Lewis.
Beall.	Linn of Victoria.
Burns.	Linn of Wharton.
Colquitt.	Morriss.
Darwin.	Rogers.
Goss.	Ross.
Gough.	Turney.
Greer.	Woods.
Harrison.	Yantis.
Kerr.	

Absent.

Bailey.	Stone.
Bowser.	Terrell.
Dibrell.	Tillett.
Neal.	Wayland.
Presler.	Yett.
Stafford.	

Excused.

Boren.

Almighty God: We thank Thee that we are still in the land of the living, blessed with an opportunity for love and service. Help us to do our work with both hands, and with our whole head and heart. Feed and nourish us with Thy grace, and may Thy gospel sing to us as an angel and charm us out of ourselves into the great service of humanity. When our sins weigh us down, do Thou help us to look upon the cross of our Lord Jesus Christ, our only Savior, and see how great we are in Thy purpose. Help us to behold his infinite sacrifice and avail ourselves of his loving ministry. May Thy light shine upon our pathway to-day, that all our steps may be well and wisely taken. We ask for Christ's sake. Amen.

Senator Colquitt moved a call of the Senate for the purpose of securing and maintaining a quorum, which was ordered, the following Senators answering to their names:

Atlee.	Lewis.
Beall.	Linn, Victoria.
Burns.	Linn, Wharton.
Colquitt.	Morriss.
Darwin.	Rogers.
Goss.	Ross.
Gough.	Turney.
Greer.	Woods.
Harrison.	Yantis.
Kerr.	

Absent.

Bailey.	Stone.
Bowser.	Terrell.
Dibrell.	Tillett.
Neal.	Wayland.
Presler.	Yett.
Stafford.	

Excused.

Boren.

Senator Presler was announced.

Senator Colquitt moved that the Sergeant-at-Arms and his assistant be instructed to continue their search for Senators known to be in the city, and to bring them into the Senate Chamber.

So ordered.

(President pro tem. Gough in the chair.)

Senators Neal and Stafford were announced.

Quorum announced.

Pending the reading of the Journal of last Friday,

On motion of Senator Linn of Whar-

Prayer by the Chaplain Rev. F. S.